

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OFFICE OF PETITIONSApplication of: Hans Herweijer,  
Jon A. Wolff, Larry F. Whitesell and  
Matthew R. Wolff

Serial No.: 09/330,909

Filed: 6/11/99

Group Art Unit: 1632

Examiner: J. Weitach

For: A Process For Delivering Nucleic Acids To Cardiac Tissue

PETITION UNDER 37 C.F.R. §1.137Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

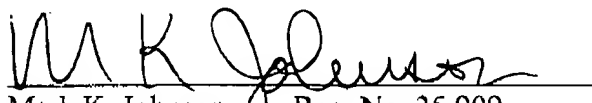
Dear Sir:

37 C.F.R. §

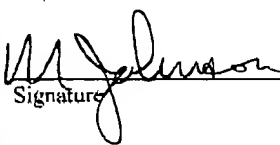
Applicants hereby request that the abandonment be considered unintentional under Rule 1.137. The entire delay in filing the required reply from the due date for the reply until this filing was unintentional.

Enclosed is a credit card pay form, please charge the amount of \$620.00 to cover the petition fee as set forth in § 1.17(m). Please forward the attached amendment and response to the Examiner.

Respectfully submitted,

  
Mark K. Johnson, Reg. No. 35,909  
P.O. Box 510644  
New Berlin, WI 53151-0644  
Telephone: (262) 821-5690

I hereby certify that this correspondence is being  
facsimile transmitted to Robert Hill at the United  
States Patent and Trademark Office, Fax  
No.(703)305-7230 on December 12, 2000.

  
Signature Date 12/12/00

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Mark K. Johnson  
PO Box 510644  
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**CONFIDENTIAL**

December 12, 2000

TO: Robert Hill Fax: 703 305-7230

FROM: Mark K. Johnson 

Total number of pages: 8 including this page.

If you do not receive all pages, please call 262-821-5690 or FAX 262-821-5645.

**MESSAGE:**

Attached is a copy of the Petition for Unintentional Abandonment as we discussed during a telephone conference on Monday, December 11, 2000.

If you have any further questions, please contact me.

**The information contained in this facsimile message is intended only for the personal and confidential use of the designated recipients named above.** If you have received this communication in error, please notify us immediately by telephone and return the original message and all copies to us by mail at our expense.